

NO. 25185

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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ROY CHON, individually, and MIKYUNG CHON, individually and as  
Next Friend of MIKE HO CHON and JAMES TAESUNG CHON, minors,  
Plaintiffs-Appellants

vs.

THE ASSOCIATION OF APARTMENT OWNERS OF LELE PONO, INC., a  
non-profit Hawaii corporation, Defendant-appellee

and

ALICE A. BOOTH, individually and dba AAM REALTY, KENNETH A. ANDO,  
individually, JOYCE M. ANDO, individually, KENNETH A. ANDO TRUST,  
HARVIS CONSTRUCTION, DEVELCO, and DOES 3-10, Defendants

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APPEAL FROM THE FIRST CIRCUIT COURT  
(CIV. NO. 97-4577)

ORDER DENYING MOTION FOR RECONSIDERATION

(By: Moon, C.J., Levinson, Nakayama, Ramil, and Acoba, JJ.)

Upon review of Plaintiffs-Appellants Roy Chon, Mikyung Chon, Mike Ho Chon, and James Taesung Chon's (the Plaintiffs) October 9, 2002 motion for reconsideration of our September 30, 2002 order dismissing the Plaintiffs' appeal, the attached exhibits, and the record, we conclude that the Plaintiffs' arguments in support of their motion for reconsideration lack merit. The plain and clear language of the May 24, 2002 judgment disposed of all claims by all parties, and satisfied the separate document rule under Rule 58 of the Hawai'i Rules of Civil Procedure and our holding in Cades Schutte Fleming & Wright, 79 Hawai'i 115, 119, 869 P.2d P.2d 1334, 1338 (1994). Therefore, the May 24, 2002 judgment was an appealable final judgment under HRS § 641-1(a) (1993). Accordingly,

IT IS HEREBY ORDERED that the Plaintiffs' October 9, 2002 motion for reconsideration is denied.

DATED: Honolulu, Hawai'i, October 18, 2002.